
A BILL FOR AN ACT

RELATING TO SOLID WASTE MANAGEMENT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that plastic scrap is
2 highly problematic; it has low economic value, is difficult to
3 recycle, and does not easily break down in the environment. For
4 over a decade, China has been importing the majority of the
5 United States' plastic scrap; however, in July of 2017, China
6 announced that it will effectively ban imports on twenty-four
7 types of scrap. This has disrupted the global recycling market
8 and necessitates that Hawaii continue to innovate and improve to
9 find local alternatives to plastics recycling in this changing
10 market.

11 The legislature further finds that the current redemption
12 rate of the deposit beverage container program is 67 per cent,
13 down from 78.7 per cent in 2009. The all-time lowest redemption
14 rate since the program's inception occurred in 2016 at 66.9 per
15 cent. Efforts need to be made to increase the redemption rate
16 and ensure that less plastic is being deposited in landfills and
17 the ocean.



1 The purpose of this Act is to:

- 2 (1) Establish a plastics recycling grant program to
3 identify Hawaii-based alternatives for the sustainable
4 recycling and reuse of plastic commodities;
- 5 (2) Require the department of health to set benchmarks to
6 reach an eighty-five per cent redemption rate by 2023;
- 7 (3) Increase the refund value for deposit beverage
8 containers from 5 cents to 10 cents, contingent upon a
9 finding by the department of health that the
10 redemption rate for deposit beverage containers
11 remained below eighty per cent for two consecutive
12 calendar years;
- 13 (4) Require the department of health to annually report to
14 the legislature on redemption rates, progress, and
15 plans regarding the deposit beverage container
16 program; and
- 17 (5) Appropriate funds to establish two positions for the
18 glass advance disposal fee program.

19 SECTION 2. Chapter 342G, Hawaii Revised Statutes, is
20 amended by adding a new section to be appropriately designated
21 and to read as follows:



1 "§342G- Plastics recycling grant program. There is
2 established within the department the plastics recycling grant
3 program to provide grants to identify Hawaii-based alternatives
4 for the sustainable recycling and reuse of plastic commodities
5 within the State. The department shall adopt rules pursuant to
6 chapter 91 necessary to effectuate the purposes of this
7 section."

8 SECTION 3. Chapter 342G, Hawaii Revised Statutes, is
9 amended by adding two new sections to part VIII to be
10 appropriately designated and to read as follows:

11 "§342G- Redemption benchmarks. No later than January 1,
12 2019, the department shall establish benchmarks to reach a
13 redemption rate of eighty-five per cent by January 1, 2023.

14 §342G- Reporting requirements. The department shall
15 submit a report of its findings and recommendations, including
16 any proposed legislation, to the legislature no later than
17 twenty days prior to the convening of each regular session
18 detailing redemption rates, progress, and plans regarding the
19 deposit beverage container program."

20 SECTION 4. Section 342G-105, Hawaii Revised Statutes, is
21 amended by amending subsection (b) to read as follows:



1 "(b) The amount due from deposit beverage distributors
2 shall be the net number of deposit beverage containers sold,
3 donated, or transferred multiplied by the sum of the prevailing
4 deposit beverage container fee and the refund value [~~of 5~~
5 ~~cents.~~] as provided by section 342G-110. Payment shall be made
6 by check or money order payable to the "Department of Health,
7 State of Hawaii". All inventory reports and payments shall be
8 made no later than the fifteenth day of the month following the
9 end of the payment period of the previous month."

10 SECTION 5. Section 342G-110, Hawaii Revised Statutes, is
11 amended by amending subsection (a) to read as follows:

12 "(a) By January 1, 2005, every deposit beverage container
13 sold in this State shall have a refund value of 5 cents[~~7~~];
14 provided that the refund value shall be 10 cents beginning on
15 the later of:

16 (1) Eight months after the department determines that in
17 each of the two previous calendar years, the number of
18 beverage containers returned for the refund value
19 specified in this section was less than eighty per
20 cent of the total number of beverage containers that
21 were sold in this State; or



1 (2) January 1 of the calendar year following the
2 determination by the department described in
3 paragraph (1).

4 The department shall not make a determination under this
5 subsection prior to January 1, 2020. The department may adopt
6 rules pursuant to chapter 91 necessary to carry out the purposes
7 of this section, including implementing an increase in refund
8 value over time. Each container shall have the refund value
9 clearly indicated on it as provided in section 342G-112."

10 SECTION 6. Section 342G-111, Hawaii Revised Statutes, is
11 amended by amending subsection (f) to read as follows:

12 "(f) The amount due from a deposit beverage distributor
13 shall be the net number of deposit beverage containers sold
14 multiplied by the sum of the prevailing deposit beverage
15 container fee and the deposit value [~~of 5 cents.~~] determined
16 pursuant to section 342-110. Payment shall be made by check or
17 money order payable to the "Department of Health, State of
18 Hawaii". All reports and payments shall be made no later than
19 the fifteenth day of the month following the end of the previous
20 payment period."



1 SECTION 7. There is established one full-time equivalent
2 (1.0 FTE) environmental health specialist IV position and one
3 full-time equivalent (1.0 FTE) planner IV position for the glass
4 advance disposal fee program within the department of health.

5 SECTION 8. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$169,466 or so much
7 thereof as may be necessary for fiscal year 2018-2019 for two
8 full-time equivalent (2.0 FTE) positions for the glass advance
9 disposal fee program, which shall be allocated as follows:

10 (1) \$84,733 for one full-time equivalent (1.0 FTE)

11 environmental health specialist IV position; and

12 (2) \$84,733 for one full-time equivalent (1.0 FTE) planner

13 IV position.

14 The sum appropriated shall be expended by the department of
15 health for the purposes of this Act.

16 SECTION 9. There is appropriated out of the general
17 revenues of the State of Hawaii the sum of \$3,000,000 or so much
18 thereof as may be necessary for fiscal year 2018-2019 for the
19 plastics recycling grant program.

20 The sum appropriated shall be expended by the department of
21 health for the purposes of this Act.



1 SECTION 10. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 11. This Act shall take effect on July 1, 2018.

4



Report Title:

Deposit Beverage Container Program; Benchmarks; Plastics Recycling Grant Program; Glass Advance Disposal Fee Program; Reporting Requirements; Positions; Automatic Fee Increase; Appropriation

Description:

Requires the department of health to set benchmarks to reach an eighty-five per cent redemption rate by 2023. Establishes and appropriates funds for a plastics recycling grant program to identify Hawaii-based alternatives for the sustainable recycling and reuse of plastic commodities. Automatically increases the glass advance disposal fee from 5 cents to 10 cents if the redemption rate remains below eighty per cent for two consecutive calendar years. Requires the department of health to annually report to the legislature on redemption rates, progress, and plans regarding the deposit beverage container program. Appropriates funds to establish two positions for the glass advance disposal fee program. (SD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

